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5	UNITED STATES DISTRICT COURT	
6	NORTHERN DISTRICT OF CALIFORNIA	
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8		No. C 11-155 SI (pr)
9	9 Plaintiff,	JUDGMENT
10	v.	
11	M. GARNER and F. GARNER; et al.,	
12	Defendants.	
13	13	
14	This action is dismissed for failure to state a claim upon which relief may be granted. The	
15	dismissal is without prejudice to plaintiff filing a habeas petition to challenge the execution of	
16	his sentence.	
17	17	
18	IT IS SO ORDERED AND ADJUDGE	D.
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20	DATED: June 6, 2011	SUSAN ILLSTON
21	21	United States District Judge
22	22	
23	23	
24	24	
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